UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Erna Kowalzek, Jerome Kowalzek,

Civil No. 07-4018 (RHK/AJB)

Plaintiffs,

ORDER OF DISMISSAL

vs.

WITHOUT PREJUDICE OF WALGREENS CO.

C.B. Fleet Company, Inc., a Virginia corporation; Walgreens Co., a Deerfield, Illinois, company, and DOES 1 through 100,

Defendants.

Based on the Stipulation (Doc. No. 29) between the parties, IT IS ORDERED that Plaintiffs' claims against Walgreens Co. are hereby DISMISSED WITHOUT PREJUDICE and without costs to any party.

Dated: February 6, 2008

s/Richard H. Kyle RICHARD H. KYLE United States District Judge